

104

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM M 38286-2023
Date of Decision 07.08.2023

Sagar

.....*Petitioner*

versus

State of Punjab

...Respondent

Coram Hon'ble Mr. Justice Rajbir Sehrawat

Present: Mr. Sandeep Arora, Advocate for the petitioner

—

Rajbir Sehrawat, J, (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure, praying for grant of anticipatory bail to the petitioner in case FIR No. 132 dated 28.08.2022, registered under Sections 307, 323, 324, 506, 148, 149 of the Indian Penal Code at Police Station Nakodar Sadar, District Jalandhar Rural.

It is submitted by counsel for the petitioner that case against the petitioner is totally false and concocted. The petitioner is not involved in the crime as alleged against him. Even as per the story of the prosecution, the petitioner is alleged to have caused simple injury to the complainant. Nothing is to be recovered from the petitioner. Hence, the petitioner deserves to be protected against his arrest.

Notice of motion.

Mr. Sandeep Singh, Additional Advocate General, Punjab
accepts notice on behalf of the respondent State.

Counsel for the State, being instructed by ASI Zorawar Singh, has submitted that the petitioner is direct participant in the crime, in which one of the injured has suffered grievous injury on his head. Even there is allegation against the petitioner having caused injury to the complainant. Not only that, there is another case against the petitioner as well. To unearth the true dimensions of the alleged crime, the police requires the custodial interrogation of the petitioner in this case. Hence, the petitioner does not deserve any concession of grant of anticipatory bail.

In view of the aforementioned facts and circumstances of the case, as well as, submissions made by counsel for the State, this Court does not find it appropriate to interfere in the matter so as to grant the concession of anticipatory bail to the petitioner, at this stage.

Dismissed.

(Rajbir Sehrawat)
Judge

August 07, 2023
mohan bimbura

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No